To the Honorable H. A. W. Skeen, Judge of the Circuit Court for Lee County.

Humbly complaining your orators R. L. Wood, R. J. Wood, & R. A. Wood, partners in trade doing business under the firm name of R. J. Wood & Sons, would respectfully represent and show unto your honor that on the 15th day of April, 1907, they secured a ju dgement against T. N. Sizemore for the sum of $85.85. with interest on $78.05, part thereof from the first day of Feb. 1907 until paid, and $1.00 for costs before J. J. Yeary, Justice of the Peace, which said judgement your orators has had duly docketed in judgement lien book 4 page 112 on April, 22, 1907, and in Justice Books No. _____ page one at a cost of $ .55, as will more fully appear by the original judgement which is herewith filed as part of this bill as exhibit "1". And your orators would further represent and show unto your honor that said judgement, interest, and cost is due owing and unpaid, and that no part thereof has been paid by the said defendant or by any one for him

Your orators would further represent and show unto your honor that the said T. N. Sizemore is the owner of certain tracts of land situated near Ben Hur, Lee County, Virginia; That the said T. N. Sizemore and Betty Sizemore, his wife, conveyed said tract of land, under a deed of trust to Robert L. Pennington, Trustee, to secure the payment of three notes payable to the Powell's Valley Bank as follows: $140.00 payable June _____ 1907, $140.00 payable June _____ 1908, and $140.00 payable June_____ 1909, as will more fully appear by copy of said deed of trust herewith filed as part of this bill marked as exhibit "2". Your orators are also informed, believe, and charge that the said T. N. Sizemore is the owner of other real estate situated in Lee County, Virginia, but the exact description thereof your orators are now unable to give. Your orators are also informed, believe and charge that the said tract of land described in said deed of trust is worth more than the said notes due under said deed of trust. Your orator admits that said lien created by said deed of trust in favor of said bank is a prior lien due that of your orator.

Your orators also allege that the judgement of your orator and the said lien created by thesaid deed of trust are the only liens against said tract of land, and left a Trust in favor of Pennington Milling Co. a Corporation and your orator further alleges that the said tract of land will not rent for sums sufficient to pay said judgement lien in five years exclusive of the said deed of trust lien. The premises considered your orators are informed that they have a right to maintain this suit for the purpose of having said tract of land sold or enough thereof to satisfy said judgement lien, and to this end therefore prays that the said T. N. Sizemore, Betty Sizemore his wife, the Powell's Valley Bank, a corporation, The Pennington Milling Co a Corporation and Robert L. Pennington, Trustee, be made parties defendant to this bill of complaint and be required to answer the same but not under oath, answer under oath being expressly waived, that upon a hearing a decree be entered directing sale of said tract of land, or enough thereof to satisfy the judgement of said judgement lien, and may all other, further, and general relief be granted your orators, that the nature of their and good conscience requires. And they will ever pray &c.

Pennington Bros. p. q.

Returned not
Executed no
Property found
this april 23rd
1907

T Hughes D.S
r P M Ball
S. L. C

Book,
page

VIRGINIA, LEE COUNTY TO-WIT:

To.....S

I HEREBY COMMAND YO

if to be found in your District, to a

March, April

Warrant, to answer the comp

waiving benefit

$100, exclussive of interest

make return of this Warr

VIRGINIA, LEE COUNTY TO-WIT:

To John Smyth Constable of said County:

I HEREBY COMMAND YOU TO SUMMON T N Sizemore,

if to be found in your District, to appear at my office, in said County, on the 15 day of April, 1907, before me or such other Justice of said County as may then be there to try this Warrant, to answer the complaint of R J Wood & Sons and upon a claim for money not exceeding $100, exclusive of interest, to-wit: for the sum of $78.05, due by note. And then and there make return of this Warrant. Given under my hand the 6 day of April, 1907.

J J Yeary, J. P.

R J Wood & Sons
Against
T N Sizemore } In Debt.

On the 15 day of April 1907,
At Pennington gap, in said County.

JUDGEMENT, That the Plaintiff recover of the Defendant, $ 78 05, with interest thereon from the 1st day of Feb, 1907, till paid, and $ 1 00 for costs.
And 10% additional for Attorney's fees.

J J Yeary, J. P.

VIRGINIA, LEE COUNTY TO-WIT:

To John Smith, Constable of said County:

I COMMAND YOU, in the name of the Commonwealth of Virginia, that of the goods and chattels of T. N. Sizemore, in your County, you cause to be made the sum of $ 78.05, with interest thereon from the 1 st day of Feb, 1907, till paid, which R. J. Wood & Sons has recovered before me in a Warrant in Debt, and also the sum of $ 1.00, which were adjudged to said Wood & Sons, for costs in prosecuting said Warrant. And 10% additional for Attorney's fees. Given under my hand the 15 day of April, 1907.

J. J. Yeary J. P.

R. J. Woodsons
vs. } warrant
J. R. Sizemore

Executed april the 6
1907 by delivering a true
copy of the within
warrant to J. R.
Sizemore.

John Smyth
C.L.C.

Judgment

Returned to plaintiff.
No property found april
the 20 1907

John Smyth C.L.C.

Docketed in J.J. Book,
page 1 & J.L.D. #4, page
112, Apr. 22 1907
T.C.J. Ewing
clerk 55¢ clerk-

R. J. Woods & Sons

vs. } Bill in Chan

J. N. Sizemore et al

1907, 1st May Rules
Bill filed, Sp'a
executed & D.R.
" 2nd May Rules
taken 2nd Monday
D.R. conf'd & cause
set for hearing.

Costs:

147 Oct 2	Clerk	6.37	paid
Oct 2	Atty.	15.00	paid
Oct 2	Shff	1.00	paid
		$22.37	
Estimate		6.00	
		28.37	

R. J. Wood & Sons — Complainants
vs. In Chancery
T. N. Sizemore Defendant

This Cause coming on this day to be heard upon the papers formerly read therein and the suggestion of plaintiffs counsel that the things & matters involved in this suit have been settled, and their motion to dismiss, an consideration of which this Court is advised from the doubt.

R. J. Wood & Sons

vs. } Attachment

T. N. Sizemore et al

Entered in CDB
A 8, page 544

Entered this date
Sept 21, 1904.
H. C. W. Sims

R. J. Wood & Sons, et al. .....Complainants.
V. S.

T. N. Sizemore, et al.....Defendants.

This cause came on this day to be heard upon the bill of complainants and exhibits filed herewith which was argued by counsel.

And it appearing to the Court that the said defendants T. N. Sizemore, Betty Sizemore, Powell's Valley Bank, a corporation, and the Pennington Milling Company, a corporation, and Robert L. Pennington have each been duly summoned, and that each failing to appear, plead, or answer said bill of said complainants is taken for confessed all of which was argued by counsel.

On consideration of all which it was adjudged ordered and decreed That the Pennington Milling Company recover of T. N. Sizemore the sum of $18.60, with interest thereon from the 15th day of Jan. 1907 and $1.00 costs, and that R. J. Wood & Sons, plaintiffs in this cause, recover off of the defendant T. N. Sizemore the sum of $85.85 with interest $78.05, part thereof from the first day of Feb. 1907 till paid and $1.55 costs at law, and the cost of this suit.

And it appearing to the Court from the alligations of said bill which is taken for confessed as aforesaid, that there are no other liens against said lands, except the deed of trust lien in favor of the defendant, Powell's Valley Bank which is not yet due, except the two last amounts as aforesaid in favor of the Pennington Milling Co., and R. J. Wood & Sons, and at also appearing to the Court from said bill that the said lands will not rent for said sum sufficient to pay said dets in five years. It is therefore adjudged ordered and decreed that unless said sums of money be paid within 30 days from date of this decree, the Robert L. Pennington who is hereby appointed a special commissioner for the purpose, after having executed bond before ther clerk of this court in the penalty of $300.00 as ~~this is what~~ the law requires, will proceed to make sale of so much of said land as may be necessary to pay said judgement liens, subject to the deed of trust debt in favor of said Powell's Valley Bank which is shown to be a prior lien ~~from~~ upon said real estate, which sale he will make on a credit of 12 months time, except a sum sufficient to pay the

cost of this suit and the commission of sales which he will be required to pay in hand. He will require of the purchaser bond with good personal security, bearing interest from the date of saleand report his action to the court at the next term. And this cause is continued.

R. J. Morris Exrs

Vs } Release of Dole

T. N. Sizemore

Entered in C.O.B.
#8, Page 292

Executed this
May 22, 1907
H. A. W. Sturm

	R. J. Wood & Sons.		
1907	vs. T. N. Sizemore		
Sept 29	To Costs of Chancery Suit –	28 37	
	Paid Pennington Milling Co.		
	Costs J.P. 1.00		
	Printer's fee 18 60	20 10	
	Int Jmt 15-1907 .80	48 77	
	R. J. Wood & Sons –	1 23	
	Orb of T. N. Sizemore	50 00	50 00

100
78.05
7.80
86.85
7 1/2
43 42
60 795
6.51.35

111
86.85
6.51
93.36
5.66 lemus
98.02
1.23
96.79

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon P. N. Sizemore, Bettie Sizemore, his wife, Powells Valley Bank, a corporation & R. L. Pennington, Trustee, and Pennington Mining Co. a corporation

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on the 1st Monday in May, 1907, to answer a bill in chancery exhibited against them by R. J. Wood, R. L. Wood and R. A. Wood,

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the 22" day of April, 1907, and 131" year of the Commonwealth.

A Copy, Teste: H. C. T. Ewing, Clerk

, Clerk

Legal service of the within summons is accepted for Powell Valley Bank, and Robt L. Pennington Pennington Mining Co.
this April 22, 1907
Pennington Bros
Attys for &c.

R. J. Wood & al,

VS

SUBPŒNA IN CHANCERY

T. H. Sizemore, et al,

Pen. Bros. p. q.

To 1st May Rules

Circuit Court

1907.

executed this the 26 day of april 1907. By delivering a true copy of the within spa to T. H. Sizemore and Bettie Sizemore

C. E. Perry D. S.

for P. M. Ball S. L. C.